



## BENTON COUNTY ORDINANCE NO. 65

### AMENDING BENTON COUNTY ORDINANCE NO. 24, BENTON COUNTY, IOWA, AGRICULTURAL LAND PRESERVATION ORDINANCE, AND AMENDING ORDINANCE #63, BENTON COUNTY CODE OF ORDINANCES, CHAPTER 4, SECTION 4.1

**SECTION 1. Purpose.** The purpose of this ordinance is to amend Ordinance No. 24, Benton County, Iowa, Agricultural Land Preservation Ordinance, to add to Article II, Section 2. Definitions and to amend Article VI, Section 2, Paragraph 2.1 Permission Approval Procedures Required. It is also the purpose of this ordinance to amend Ordinance #63, the Benton County Code of Ordinances, to include Ordinance #65 in Chapter 4, Section 4.1.

**SECTION 2. Ordinance Number 24, Article II, Section 2. Definitions.** is amended by adding the following definitions:

- 2.2.1 Agricultural Feed, Seed, and Fertilizer Business. An establishment engaged in retail sale of supplies directly related to the day-to-day activities of agricultural production.
- 2.2.2 Agricultural Building Sales and Construction Business. An establishment that builds or erects structures or buildings used for agricultural purposes.
- 2.2.3 Agricultural Implement and Equipment Sales and Service Business. An establishment that sells, rents, or repairs agricultural machinery, equipment, and supplies for use in soil preparation and maintenance, the planting and harvesting of agricultural products, and other operations and processes pertaining to agricultural production of food and fiber.
- 2.3.1 Agricultural Product(s) Processing and Storage Facility. A building or land area used for processing or storage of products produced on a farm.
- 2.3.2 Agricultural Research and Development Facility. A facility, including associated cultivated areas, whose primary purpose is research in food and agricultural sciences.
- 2.26.1 Veterinary Medicine Facility. A facility built and designed for the purpose of providing medical care to agricultural livestock.

**SECTION 3. Ordinance Number 24, Article VI, Section 2. Permission Approval Procedures Required** is amended by striking Paragraph 2.1 and inserting in lieu thereof the following:

2.1 The enlargement or extending of a nonconforming use of land to occupy additional lot or parcel area must be approved unless the use is determined by the Administrative Officer to be a service essential to the agricultural production of food and fiber. Uses that may be enlarged or extended to additional lot(s) or parcels of land, regardless of CSR ratings, include an agricultural implement and equipment sales and service business, an agricultural feed, seed and fertilizer business, an agricultural building sales and construction business, an agricultural product(s) processing and storage facility, a veterinary medicine facility, and an agricultural research and development facility.

**SECTION 4. Ordinance #63, BENTON COUNTY CODE OF ORDINANCES, Chapter 4, Section 4.1,** is amended to include Ordinance #65.

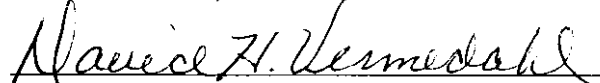
**SECTION 5. WHEN EFFECTIVE.** This ordinance shall be in effect after its final passage, approval and publication as provided by law.

Passed and adopted by the Benton County Board of Supervisors on this 13th day of December 2011.

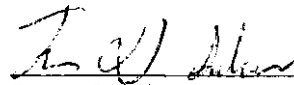
BENTON COUNTY BOARD OF SUPERVISORS



Ronald R. Buch, Chairman



David Vermedahl



Jason Sanders

ATTEST:

  
Jill Marlow

Benton County Auditor

December 8, 2011 – Approved 1<sup>st</sup> Consideration of Ordinance #65  
December 12, 2011 – Approved 2<sup>nd</sup> Consideration of Ordinance #65  
December 13, 2011 - Approved 3<sup>rd</sup> Consideration of Ordinance #65  
December 13, 2011 - Adopted Ordinance #65  
December 20, 2011 (The Vinton Eagle), December 21, 2011 (The Star Press Union), and  
December 16, 2011 (Cedar Valley Times) – Published Ordinance #65

I, Jill Marlow, do hereby certify the above to be a true and correct copy of Ordinance #65  
and the dates of consideration and publication are correct.



  
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Jill Marlow, Benton County Auditor